

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 8/6/2013	(3) CONTACT/PHONE John Waddell, Project Manager (805) 788-2713	
(4) SUBJECT Submittal of a resolution adopting the Pre-Qualification Program for general contractors and electrical subcontractors interested in bidding on the Los Osos Water Recycling Facility, Pursuant to Public Contract Code Section 20101, for the Los Osos Wastewater Project, Los Osos. District 2.			
(5) RECOMMENDED ACTION It is our recommendation that your Honorable Board approve the resolution Adopting the Pre-Qualification Program for General Contractors and Electrical Subcontractors interested in bidding on the Los Osos Water Recycling Facility.			
(6) FUNDING SOURCE(S) N/A	(7) CURRENT YEAR FINANCIAL IMPACT N/A	(8) ANNUAL FINANCIAL IMPACT N/A	(9) BUDGETED? N/A
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ____) <input type="checkbox"/> Board Business (Time Est. ____)			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input type="checkbox"/> N/A Date: 6/18/13; Item #53	
(17) ADMINISTRATIVE OFFICE REVIEW <i>Nikki J. Schmidt</i>			
(18) SUPERVISOR DISTRICT(S) District 2 -			

Reference: 13AUG06-C-4

County of San Luis Obispo



TO: Board of Supervisors

FROM: Public Works
John Waddell, Project Manager

VIA: Dave Flynn, Deputy Director of Public Works

DATE: 8/6/2013

SUBJECT: Submittal of a resolution adopting the Pre-Qualification Program for general contractors and electrical subcontractors interested in bidding on the Los Osos Water Recycling Facility, Pursuant to Public Contract Code Section 20101, for the Los Osos Wastewater Project, Los Osos. District 2.

RECOMMENDATION

It is our recommendation that your Honorable Board approve the resolution Adopting the Pre-Qualification Program for General Contractors and Electrical Subcontractors interested in bidding on the Los Osos Water Recycling Facility.

DISCUSSION

On September 20, 2006, California State Governor Arnold Schwarzenegger signed Assembly Bill 2701 (Blakeslee) which allowed the County, at your Board's discretion, to assume responsibility for development of a wastewater project for the community of Los Osos. Since 2006, environmental permits and funding approvals have been obtained and on March 15, 2011 your Board adopted the Due Diligence resolution to assume responsibility for the project and proceed to project completion. The adoption of the Due Diligence resolution was to provide a basis for your Board's action on May 17, 2011, to approve the \$173 million project budget. The budget includes all costs and contingencies for the project, some of which will be funded by grants. The collection system portion of the project is currently in construction under three separate construction contracts. The final portion of the project to be constructed is the water recycling facility, which is in the final design phase.

The attached resolution for a Pre-Qualification Program is the recommended first step in the bidding process for the water recycling facility. Any general contractors and electrical subcontractors who wish to participate in the bid process for construction must complete the pre-qualification process and be pre-qualified to bid.

Pre-qualification of bidders is recommended due to the size and complexity of the construction of the water recycling facility. Construction of a treatment facility is a specialized area of contracting which requires performance and bonding qualifications not typically developed in other public works contracting fields, such as transportation and pipelines. A project specific pre-qualification process for the two construction disciplines will manage risks and provide the best opportunity of a successful construction process for both the contractors and the County.

The Pre-Qualification Program, which includes a questionnaire, uniform system of rating and appeal process, has been prepared pursuant to Public Contract Code Section 20101 and according to guidelines established by the California Department of Industrial Relations. The questionnaire and uniform system of rating are straightforward and objective documents by which each potential bidder should be able to ascertain whether they meet the pre-qualification requirements prior to submitting their information to the County.

Given the overall size and complexity of the project it is in the County's best interest to require general contractors who are experienced in treatment facility construction, and demonstrate other general qualifications, such as acceptable safety record, contract compliance, and financial capacity to complete the work. The pre-qualification requirements for electrical subcontracting are due to the specialized nature of the planned electrical work. The work includes instrumentation and control systems to monitor treatment processes and provide automated operations capability. Specialized experience installing and programming the interrelated electrical control systems is important for quality control of the construction and efficient operations of the completed water recycling facility.

The prequalification process will be processed under General Services Agency's Purchasing Unit. The expected deadline for submittal of prequalification packages by potential bidders is September 5, 2013.

An appeals process is also provided, pursuant to the Public Contract Code, for potential bidders who are found to not meet the pre-qualification requirements. The appeals process will be administered by the Director of Public Works and includes an informal hearing by an appeals panel comprised of County staff and construction professionals who have no prior involvement in the pre-qualification review process for this project. The decision by the Appeals Panel is final and not subject to further appeal.

Other notable construction projects in our county which have conducted a pre-qualification process include the County's Nacimiento Water Project in 2007, the County's Women's Jail and Juvenile Hall Expansion Projects in 2013, and the City of Paso Robles' Wastewater Treatment Plant Upgrade in 2012. The pre-qualification documents for each of these projects were referred to for the preparation of the attached Pre-Qualification Program. The Pre-Qualification Program is most closely modeled after the Paso Robles pre-qualification program which resulted in fifteen pre-qualified general contractors and a competitive and successful bidding process.

OTHER AGENCY INVOLVEMENT/IMPACT

County Counsel is providing legal guidance on all aspects of the project and has approved the attached resolution as to legal form and effect. The USDA and State Water Board are jointly financing the project and provide oversight of engineering and consulting agreements. Numerous other County departments and local agencies are involved in other project related efforts.

FINANCIAL CONSIDERATIONS

Completion of the prequalification activities has been addressed in the overall project budget and staff work effort for the Water Recycling Facility. No additional funding is required.

RESULTS

Approval of the recommended action will continue progress toward a community wastewater project for Los Osos by establishing a list of contractors which have the qualifications and experience necessary to successfully complete the construction of the project Water Recycling Facility.

File: Los Osos WWP 300448.00.1.4

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ATTACHMENTS

1. Resolution Adopting the Pre-Qualification Program for General Contractors and Electrical Sub-contractors for the Los Osos Water Recycling Facility Project